

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:

**Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

Attorney Docket No.: 01052

Application No.: 10/695,038

Filing Date: October 28, 2003

First Named Inventor: Michael J. Justin

Group Art Unit: 1743

Examiner Name: Nagpaul, J.

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114. Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
 - a. ☐ Previously submitted
 - i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. ☐ Other
 - b. ☒ Enclosed
 - i. ☐ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☒ Information Disclosure Statement (IDS)
 - iv. ☐ Other
2. Miscellaneous
 - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17 (i) required)
 - b. ☒ Other petition to withdraw from issue; 2 cited references

APPLICATION FEES			
BASIC FEE			\$ 810.00
<input type="checkbox"/> Extension of Time fee		+\$	\$
<input checked="" type="checkbox"/> Other		+\$	\$ 130
Total of above calculations =			\$
Reduction by 50% for filing by small entity =			\$ ()
TOTAL =			\$ 940.00

RCE REQUEST TRANSMITTAL

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3. ☒ Please charge my Deposit Account No. 50-0364 in the amount of \$ 940.00
4. ☐ A check in the amount of \$ is enclosed.
5. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 50-0364:
- a. ☒ Fees required under 37 CFR 1.16.
 - b. ☒ Fees required under 37 CFR 1.17.
 - c. ☒ Fees required under 37 CFR 1.18.
6. The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 13-2490 for any fee that may be due in connection with such a request for an extension of time.

7. CERTIFICATE OF MAILING OR TRANSMISSION

☐ I hereby certify that this correspondence is being transmitted by facsimile to the Office of Petitions, U.S. Patent and Trademark Office at 571-273-0025, or being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date indicated below.

☐ I hereby certify that, under 37 CFR § 1.10, I directed that the correspondence identified above be deposited with the United States Postal Service as "Express Mail Post Office to Addressee," addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date indicated below. Express Mail No.

8. USPTO CUSTOMER NUMBER

20306

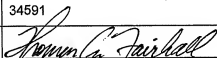
McDonnell Boehnen Hulbert & Berghoff LLP

9. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name Thomas A. Fairhall

Reg. No. 34591

Signature



Date

March 4, 2009

RCE (Rev. 11/27/00)